

**SUCCESSOR AGENCY OF THE
REDEVELOPMENT AGENCY OF THE CITY OF MOORPARK
AGENDA REPORT**

TO: Honorable Successor Agency Board

FROM: Jessica Sandifer, Management Analyst 

DATE: June 28, 2013 (Successor Agency Meeting of 07/17/13)

SUBJECT: Consider Change Order #1 for Removal of Underground Storage Tanks (UST) and Demolition of Structures at 412/450 High Street (Project 5084) and Resolution Amending the Budget for FY 2013/14

BACKGROUND

The Redevelopment Agency of the City of Moorpark purchased the property at 412/450 High Street, formerly the JE Clark Fueling Station, in November 2010. The Successor Agency Board authorized the advertisement for bids on October 3, 2012 for demolition of the structure and underground storage tanks. Five bids were received by the due date of November 5, 2012, and the Agency awarded the bid to NCM Demolition and Remediation, L.P. (NCM) on December 19, 2012. The Notice to Proceed (NTP) was issued on March 21, 2013 and the original contract end date was April 17, 2013.

DISCUSSION

NCM immediately began work on the project pursuant to the NTP. They submitted permanent tank closure paperwork to the County of Ventura Environmental Health Department (EHD) who indicated that the permanent closure permit would be ready within one to two weeks. For reasons unknown EHD took 30-days to issue the permit. Additionally, it took Southern California Edison 30-days to schedule the removal of the live electrical service line. NCM was finally able to begin work on the project at the end of May. While exposing the tanks scheduled for removal under the original scope of work, NCM exposed one of the two older tanks on site that had been previously abandoned in place. Since NCM is on site and has already exposed one of the older tanks, staff requested a change order to remove this tank and search for the second tank and remove that one if found pursuant to a revised permanent tank closure permit issued by EHD.

NCM is requesting a change order to the contract completion date of 90-days and additional funds to remove the third and fourth tank.

FISCAL IMPACT

The project bid was \$107,700.00, with a 10% project contingency of \$10,770.00 for a total approved project cost of \$118,470.00. Since the requested amount for the change order work is more than the project contingency, staff is requesting a budget amendment of \$24,800.00 for the change order work in order to keep the original project contingency intact for other unforeseen circumstances. This makes the total authorized contract amount, including contingency funds, \$143,270.00 and is less than the approved Recognized Obligation Payment Schedule (ROPS) 13-14A amount of \$200,000.00, which was approved by the Successor Agency and Oversight Board February 19, 2013 . A budget amendment from the RDA-SA Econ Devt Fund (9101) in the amount of \$24,800.00 is needed to fund the requested change order.

STAFF RECOMMENDATION (ROLL CALL VOTE)

- 1) Approve Change Order #1 for NCM Demolition and Remediation, L.P., amending the Agreement in the amount of \$24,800.00 and authorize the Executive Director to execute the Change Order, subject to final language approval by the Executive Director and Agency Counsel.

- 2) Approve Resolution No. SA-2013-_____.

Attachment 1: Change Order #1
Attachment 2: Resolution No. SA- 2013- _____

ATTACHMENT 1

SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF MOORPARK

CHANGE ORDER

Change Order No. 1

Job Title: **DEMOLITION AND REMOVAL OF UNDERGROUND STORAGE TANKS**
Project No: **SARA-12-01**

This Change Order Provides for:

ITEM #1 –Time Extension

- Reason for Change:** Numerous delays outside of the Contractor's control relevant to permit processing with the Environmental Health Department (EHD) and discovery of additional tanks and revision to current EHD permit.
- Description of Change:**
Adding time to contract (non-monetary)
- ADDED WORK – AGREED PRICE** **ADD: \$0**
- Change in Contract Time:** Ninety (90) days are added to contract time. New completion date is August 27, 2013.

ITEM #2 –Removal of additional tanks

- Reason for Change:** Contractor found one of the two suspected additional tanks that had been previously closed in place. City is requesting removal of this tank and discovery and removal of the second tank, if found.
- Description of Change:**
Removal of third and fourth tanks per EHD revised permanent closure permit.
- ADDED WORK – AGREED PRICE** **ADD: \$24,800**
- Change in Contract Time:** Incorporated in Item #1.

The Total Amount of this change is \$24,800

Original Contract Amount:	\$107,700.00
Sum of Prior Change Orders:	\$0.00
<u>This Change Order (#1) amount total</u>	<u>\$24,800.00</u>
New Contract Amount with all change orders:	\$132,500.00



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REQUEST FOR CHANGE ORDER

June 26, 2013

REQUEST NO. 11

TO: Jessica Sandifer

Via Email: jsandifer@ci.moorpark.ca.us

City of Moorpark
 Community Development
 799 Moorpark Avenue
 Moorpark, CA 93021

Project Name: Demolition and Removal of Underground Storage Tanks 412/450 High Street

This request covers proposed changes to the contract as described herein.

Description of Changes:

Due to numerous delays caused by the Ventura County of Environmental Health Department, NCM Demolition and Remediation and the City of Moorpark have been unable to obtain the required permits to start the removal of the underground storage tanks. Additionally a 3rd and possibly 4th tank have been discovered on site. As a result we are requesting a non-monetary change order, in the form of a 90-day time extension, to allow for the permitting process to be completed, at which time the removal of the tanks will commence.

TOTAL ADD TO CONTRACT: **\$ 0.00**

Contract Time shall be extended by: 90 calendar days.
Work described above is: (X) required () optional

Submitted by:

By: James Vallejos – NCM Demolition and Remediation, LP

6/26/2012

The described changes have been reviewed and authorized to proceed at the above dollar amount.

Approved by:

By: Jessica Sandifer – City of Moorpark
 JV:js
 412/450 High Street Change Order #1

4/22/2012



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REQUEST FOR CHANGE ORDER

June 18, 2013

REQUEST NO. 2

TO: Jessica Sandifer

Via Email: jsandifer@ci.moorpark.ca.us

City of Moorpark
Community Development
799 Moorpark Avenue
Moorpark, CA 93021

**Project Name:
Demolition and Removal of Underground Storage Tanks 412/450 High Street**

This request covers proposed changes to the contract as described herein.

Description of Changes:

Expose, two approximately 8,000 gallon abandoned underground storage tanks, filled with concrete slurry. Concrete will have to be broken out from each tank to allow for proper cleaning of residual solids and liquids. Price includes permits, testing, backfill and compaction.

This change order includes 400 gallons of manifested material with excess gallons being additionally billed at \$1.85 per gallon. Solids and/or sludge will be billed at \$300.00 per drum.

This proposal assumes that tanks are not larger than 8' in diameter. If tanks are larger than 8' in diameter, there will be an additional charge for drop decks and permits.

This change order assumes that there will be a water source within 150 feet of the tank hole. If no water will be available, a water tank can be provided at an additional cost of \$300.00. Fiberglass tank disposal is an additional charge that is not included in this change order.

TOTAL ADD TO CONTRACT: \$ 24,800.00

**Contract Time shall be extended by: 5 calendar days.
Work described above is: (X) required () optional**

Submitted by:

By: James Vallejos – NCM Demolition and Remediation, LP

6/18/2013

ATTACHMENT 2

RESOLUTION NO. SA-2013-_____

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF MOORPARK, CALIFORNIA, AMENDING THE FISCAL YEAR 2013/2014 BUDGET BY APPROPRIATING \$24,800.00 FROM THE RDA-SA ECONOMIC DEVELOPMENT FUND (9101) FOR CHANGE ORDER #1 FOR DEMOLITION OF STRUCTURES AND UNDERGROUND STORAGE TANKS AT 412/450 HIGH STREET

WHEREAS, on December 19, 2012 the Successor Agency approved staff recommendation to award the demolition of structures and underground storage tanks at 412/450 High Street contract to NCM Demolition and Remediation, LP; and adopted Resolution No. SA-2012-2 to appropriate \$118,470.00 from RDA-SA Economic Development Fund (9101); and

WHEREAS, on June 19, 2013, the City of Moorpark adopted the Operating and Capital Improvement budget for Fiscal Year 2013/14; and

WHEREAS, a staff report has been presented to the Successor Agency Board requesting additional appropriation to fund Change Order #1 for the demolition of structures and underground storage tanks at 412/450 High Street; and

WHEREAS, a budget adjustment in the aggregate amount of \$24,800.00 is requested for this work; and

WHEREAS, Exhibit "A", attached hereto and made a part hereof, describes said budget amendment and the resultant impact to the budget line item.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE SUCCESSOR AGENCY OF THE REDEVELOPMENT AGENCY OF THE CITY OF MOORPARK DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. A budget amendment in the amount of \$24,800.00 from the RDA-SA Economic Development Fund (9101) as more particularly described in Exhibit "A", attached hereto, is hereby approved.

SECTION 2. The City Clerk shall certify to the adoption of this resolution and shall cause a certified resolution to be filed in the book of original resolutions.

PASSED AND ADOPTED this 17th day of July, 2013.

Janice S. Parvin, Chair

ATTEST:

Maureen Benson, Agency Secretary

Exhibit A – Budget Amendment

EXHIBIT A

**BUDGET AMENDMENT FOR
RDA-SA Economic Development Fund for Change Order #1 for the Demolition of
Structures and Underground Storage Tanks
412-450 High Street
2013/14**

FUND ALLOCATION FROM:

Fund	Account Number	Amount
RDA-SA Economic Development Fund	9101-5500	\$ 24,800.00
Total		\$ 24,800.00

DISTRIBUTION OF APPROPRIATION TO EXPENSE ACCOUNTS:

Account Number	Current Budget	Revision	Amended Budget
1000.2411.5084.9611	\$ 24,393.00	\$ -	\$ 24,393.00
9101.2411.5084.9611	\$ -	\$ 24,800.00	\$ 24,800.00
9103.2411.5084.9611	\$ 200,000.00	\$ -	\$ 200,000.00
Total	\$ 224,393.00	\$ 24,800.00	\$ 249,193.00

*current budget in 9101 fund does not reflect pending Capital Improvement Project rollovers from FY 12/13

Approved as to Form: 